

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

[21-cv-03496-AMO](#) Surgical Instrument Service Company, Inc. v. Intuitive Surgical, Inc.

TRIAL SHEET, EXHIBIT and WITNESS LIST

JUDGE:	PLAINTIFF ATTORNEY:	DEFENSE ATTORNEY:
Araceli Martínez-Olguín	Richard McCaulley and Joshua Van Hoven	Kenneth Gallo, Joshua Hill, and Paul Brachman
TRIAL DATE:	REPORTERS:	CLERK:
January 7, 2025	Ruth Levine Ekhaus	Alexis Solorzano Rodriguez

EXHIBIT NO.	TIME OFFERED	ID	DESCRIPTION
	8:04 AM		Court called into session. Discussion regarding demonstratives and evidence logistics held.
	8:26 AM		Court in recess.
	8:36 AM		Court back in session. Court to resolve disputes regarding redactions by end of day.
	8:41 AM		Jury brought into the courtroom.
	8:43 AM		Opening statement presented by Plaintiff's counsel, Richard McCaulley.
	9:15 AM		Opening statement presented by Defendant's counsel, Kenneth Gallo.
	10:17 AM		Opening statements concluded.
	10:18 AM		Jury excused for break.
	10:19 AM		Court in recess.
	10:43 AM		Court back in session.
	10:46 AM		Jury brought into the courtroom.
	10:47 AM		Witness Dr. Amandeep Mahal called to the stand and sworn in. Plaintiff's counsel, Richard McCaulley, began direct examination.
	11:27 AM		Defendant's counsel, Joshua Hall, began cross-examination of witness, Dr. Amandeep Mahal.
1441	11:54 AM	04/16/2019 Letter from Intuitive to D. Mixner re Tampering with and Reprogramming da Vinci Surgical System Instruments	Parties stipulated to redactions of documents. Admitted and published to the jury.

	12:07 PM		Jury excused for lunch break. Admissibility of Exhibit Nos. 136,560,147, and 1503 discussed.
	12:33 PM		Court in recess for lunch.
	12:56 PM		Court back in session and jury brought into courtroom.
	12:57 PM		Plaintiff's counsel, Richard McCaulley, began re-direct examination of witness, Dr. Amandeep Mahal.
	12:59 PM		Dr. Amandeep Mahal excused from the witness stand.
	1:00 PM		Witness Greg Posdal called to the stand and sworn in. Plaintiff's counsel, Richard McCaulley, began direct examination.
	1:52 PM		Jury excused for short break. Court in recess.
	1:58 PM		Court back in session and jury brought into courtroom. Plaintiff's counsel continued direct examination of Greg Posdal.
238	2:00 PM	09/01/2016 Supplier Services Agreement for Instrument Repair between Vizient Supply, LLC and Surgical Instrument Service Company, Inc	Admitted and published to the jury.

861	2:05 PM	2019-09-15 - Document - Amendment to September 1, 2016 Agreement No. MS4788	Admitted and published to the jury
142	2:11 PM	Da Vinci Customer Refurbish Sheet	Admitted and published to the jury.
942	2:17 PM	11/26/2019 Letter from Intuitive Surgical to E. Pifer re Marin General Hospital third party "refurbished" EndoWrist instruments	Admitted and published to the jury subject to redactions following the Court's Order.
943	2:17 PM	02/14/2020 Letter from Intuitive Surgical to J. Buehrle re Banner Health third party "refurbished" EndoWrist instruments.	Admitted and published to the jury subject to redactions following the Court's Order.

	2:24 PM		Greg Posdal excused from the witness stand for the day. Jury excused for the day.
	2:25 PM		Deposition designations, additional objections regarding exhibits, and proposed redactions to exhibits discussed. Parties to email courtroom deputy regarding whether redactions to exhibits have been resolved by 5:30 PM.
	2:46 PM		Court adjourned.